

# HOUSE JOURNAL

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SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

SIXTY-SEVENTH DAY — SUNDAY, MAY 7, 1995

The house met at 1:10 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 332).

Present — Mr. Speaker; Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Absent, Excused — Culberson; Patterson.

Absent — Willis.

### **LEAVES OF ABSENCE GRANTED**

On motion of Representative Rodriguez and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

### **RULES SUSPENDED**

Representative Rodriguez moved to suspend all necessary rules in order to take up and consider at this time, on third reading and final passage, **SB 1** and the bills on the local and consent bills calendars which were considered on the previous legislative day.

The motion prevailed without objection.

### **LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence for today because of important business:

Willis on motion of Williamson.

**LOCAL AND CONSENT BILLS CALENDARS ON THIRD READING**

The following bills which were considered on second reading on the previous legislative day on the local and consent bills calendars were laid before the house, read third time, and passed by a voice vote (members registering votes are shown following bill number):

**HB 1481****HB 1774****HB 2289****HB 3165****HB 3188****HB 3195****SB 1627****HB 244****HB 340****HB 483****HB 742****HB 774****HB 768****HB 817** (Cook - no)**HB 828****HB 841****HB 895****HB 1205****HB 1225****HB 1293****HB 1375****HB 1417****HB 1717****HB 1763****HB 1810****HB 1844****HB 1885****SB 731****HB 2314**

**HB 2315**

**HB 2398**

**HB 2463**

**HB 2487**

**HB 2501**

**HB 2540**

**HB 2580**

**HB 2684**

**HB 2686**

**HB 2698**

**SB 1284**

**HB 2754**

**HB 2860** (Finnell - present, not voting)

**SB 1387**

**HB 2873**

**HB 2898**

**HB 2940**

**HB 2980**

**HB 3053**

**HB 3079**

**HB 3120**

**HB 3196**

**HB 3199**

**HB 3207**

**SB 297**

**SB 415**

**SB 717**

**SB 770**

**SB 934**

**SB 1070** (Crabb and Heflin - no)

**SB 1241**

**SB 1281**

**SB 1299**

The following bills which were considered on second reading on the previous legislative day on the local and consent bills calendars were laid before the house, read third time, and passed by (Record 333): 146 Yeas, 0 Nays, 1 Present, not voting (members registering votes and the results of the vote are shown following bill number).

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher(C); Van de Putte; Walker; West; Williamson; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker.

Absent, Excused — Culberson; Patterson; Willis.

**HB 1714** (146-0-1)

**HB 1819** (146-0-1)

**HB 1943** (Heflin - no) (145-1-1)

**HB 2352** (146-0-1)

**HB 2507** (146-0-1)

**HB 2553** (146-0-1)

**HB 2613** (146-0-1)

**HB 2640** (146-0-1)

**HB 2661** (146-0-1)

**HB 2781** (146-0-1)

**HB 2969** (146-0-1)

**HB 2989** (146-0-1)

**SB 424** (146-0-1)

**SB 694** (146-0-1)

**SB 875** (146-0-1)

**SB 1018** (146-0-1)

**SB 1236** (146-0-1)

**SB 1327** (146-0-1)

**SB 1328** (146-0-1)

**SB 1 ON THIRD READING**  
**(Sadler - House Sponsor)**

The chair laid before the house, on its third reading and final passage,

**SB 1**, A bill to be entitled An Act relating to public education and to a substantive revision of Titles 1 and 2, Education Code, governing public education, including conforming amendments, repeals, and penalties.

A record vote was requested.

The bill was read third time and was passed by (Record 334): 108 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Dear; Delisi; Denny; Driver; Duncan; Eiland; Elkins; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, R.; Madden; Marchant; McCall; McCoulskey; Moffat; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Park; Pickett; Pitts; Place; Rabuck; Ramsay; Reyna; Rhodes; Romo; Rusling; Sadler; Saunders; Seidlits; Shields; Siebert; Smithee; Solomons; Staples; Stiles; Swinford; Talton; Tillery; Turner, B.; Uher(C); Walker; West; Williamson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Nays — Alonzo; Alvarado; Bailey; Berlanga; Conley; Cuellar, R.; Danburg; Davila; Davis; De La Garza; Dukes; Dutton; Edwards; Ehrhardt; Farrar; Gutierrez; Hudson; Jones, J.; Lewis, G.; Longoria; Luna; Maxey; McDonald; Moreno; Oliveira; Price; Puente; Rangel; Raymond; Rodriguez; Serna; Solis; Thompson; Torres; Turner, S.; Van de Putte; Wilson.

Present, not voting — Mr. Speaker.

Absent, Excused — Culberson; Patterson; Willis.

Absent — Telford.

**STATEMENT OF VOTE**

When Record No. 334 was taken, I was in the house but away from my desk. I would have voted yes.

Telford

(Speaker in the chair)

**PROVIDING FOR LOCAL AND CONSENT BILLS AND  
RESOLUTIONS CALENDARS**

Representative Rodriguez moved to set local and consent bills and resolutions calendars for 9 a.m. Tuesday, May 9.

The motion prevailed without objection.

**ADJOURNMENT**

The chair moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

The house accordingly, at 1:26 a.m., adjourned until 10 a.m. tomorrow.

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

Appropriations - **SB 407**

Business and Industry - **HB 1348, HB 1601, HB 1705, HB 3027, HB 3028, HB 3191**

County Affairs - **HB 1361, HB 2036, HB 2399**

Criminal Jurisprudence - **HB 93, HB 481, HB 2919**

Economic Development - **HCR 188**

Financial Institutions - **HB 2936, SB 870, SB 1181**

Higher Education - **HB 628, HB 1592, HB 2247, HB 2531, HB 2747, SB 1228**

Juvenile Justice and Family Issues - **HB 2567, HB 2568, HB 2570, HB 2572, SB 338**

Land and Resource Management - **HB 18, HB 2762, SB 1282**

Licensing and Administrative Procedures - **HB 1305, HB 2184, HB 2267**

Natural Resources - **HB 2160, SB 626**

Public Health - **SB 10**

Public Safety - **SB 254**

Redistricting - **HB 281, HB 1188, HB 1701, HB 1702, HB 1703, HB 1716, HB 2003, HB 2004, HB 2009, HB 2714**

State Affairs - **HB 142, HB 2263, HB 3054**

Transportation - **HB 2957, SB 123, SB 706, SB 1223**

Ways and Means - **HB 1892**

**ENROLLED**

May 5 - **HB 85, HB 971, HB 1465, HB 2355, HCR 115, HCR 116, HCR 131**

**SENT TO THE GOVERNOR**

May 5 - **HB 637, HB 645, HB 767, HB 1090, HB 1235, HB 1294, HB 1486, HB 1503, HB 1689, HB 1737, HB 2028, HB 2066, HB 2068, HB 2183, HB 3168, HCR 25, HCR 58, HCR 143, HCR 161, HCR 163, HCR 181**

**RECOMMENDATIONS OF THE TEXAS NATURAL RESOURCE  
CONSERVATION COMMISSION FILED WITH THE SPEAKER**

May 5 - **HB 3216, HB 3221, HB 3223, HB 3224, HB 3225**

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